



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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April 14, 1999

CERTIFIED RETURN RECEIPT
P 074 976 679

Mark Archer
1720 East 4600 South
Ogden, Utah 84403

Re: Cancellation of Small Mining Permit, MBA Project, S/003/051, Box Elder County, Utah

Dear Mr. Archer:

On March 17, 1999, you submitted a small mining operation notice of intention to begin mining activities at your MBA Project, located in Box Elder County, Utah. You also provided a \$100 check to cover the required permit application fee at that time. On March 22, 1999 the Division sent you an acceptance letter stating the notice met the requirements of the Utah Mined Land Reclamation Act. You were advised that you would need a Special Use Permit from the county prior to commencing any activity at the site.

On March 31, 1999 we received notification from the bank that your check had a "stop payment" issued on it and the check was returned to us. In a subsequent phone call between you and Lynn Kunzler, of my staff, you stated that you would bring in a replacement check. You indicated you had mistakenly used a recovered check that had previously been reported to your bank as lost.

To date, we have not received the permitting fee. Consequently, we must ***rescind our previous acceptance*** of your small mining permit application. You are hereby notified that until this matter is resolved, ***you have no state authorization to create any mining related disturbance or remove any mined material from this site.*** We must receive full payment before we can reactivate your small mining notice. Once payment is received, we will notify you accordingly of our approval to proceed with continued operations at this site.

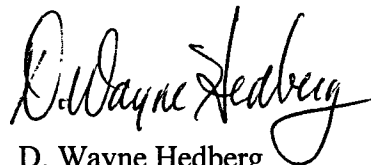
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Mark Archer
S/003/051
April 14, 1999

If you do not *contact us*, or submit the required \$100 permit application fee *within 14 days* of your receipt of this letter, we will be *forced to retire the mine file for this project*. A new permit application would then need to be filed, fees paid, and written authorization(s) issued before we could allow mining operations to begin.

Please note that if you decide not to complete the permitting requirements for this project, then any new mining related disturbances must be reclaimed in a timely manner. A timeframe for reclamation of these disturbances must be negotiated with our agency.

We look forward to working with you to bring about a timely resolution to this outstanding permitting requirement in the near future. Please contact me at (801) 538-5286, Lynn Kunzler (538-5310), or Joelle Burns (538-5291), if you have questions or wish to discuss this matter further.

Sincerely,

A handwritten signature in black ink, reading "D. Wayne Hedberg". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb
cc: Jim Marwedel, Box Elder Zoning
Lynn Kunzler
S03-51.ltr